

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Association of American Railroads

(b) County of Residence of First Listed Plaintiff Washington, D.C.
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

See attachment

DEFENDANTS

See attachment

County of Residence of First Listed Defendant Franklin County, Ohio
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Not known

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

<input type="checkbox"/> 1 U.S. Government Plaintiff	<input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)
<input type="checkbox"/> 2 U.S. Government Defendant	<input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF	PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4 <input checked="" type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5 <input checked="" type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6 <input checked="" type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY
<input type="checkbox"/> 110 Insurance	PERSONAL INJURY	PERSONAL INJURY
<input type="checkbox"/> 120 Marine	310 Airplane	625 Drug Related Seizure of Property 21 USC 881
<input type="checkbox"/> 130 Miller Act	315 Airplane Product Liability	690 Other
<input type="checkbox"/> 140 Negotiable Instrument	320 Assault, Libel & Slander	
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	330 Federal Employers' Liability	
<input checked="" type="checkbox"/> 151 Medicare Act	340 Marine	
<input checked="" type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)	345 Marine Product Liability	
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	350 Motor Vehicle	
<input type="checkbox"/> 160 Stockholders' Suits	355 Motor Vehicle Product Liability	
<input type="checkbox"/> 190 Other Contract	360 Other Personal Injury	
<input type="checkbox"/> 195 Contract Product Liability	362 Personal Injury - Medical Malpractice	

REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS
<input type="checkbox"/> 210 Land Condemnation	440 Other Civil Rights	Habeas Corpus:
<input type="checkbox"/> 220 Foreclosure	441 Voting	463 Alien Detainee
<input type="checkbox"/> 230 Rent Lease & Ejectment	442 Employment	510 Motions to Vacate Sentence
<input type="checkbox"/> 240 Torts to Land	443 Housing/ Accommodations	530 General
<input type="checkbox"/> 245 Tort Product Liability	445 Amer. w/Disabilities Employment	535 Death Penalty
<input type="checkbox"/> 290 All Other Real Property	446 Amer. w/Disabilities Other	Other:
	448 Education	540 Mandamus & Other
		550 Civil Rights
		555 Prison Condition
		560 Civil Detainee - Conditions of Confinement

V. ORIGIN (Place an "X" in One Box Only)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from Another District (specify)	<input type="checkbox"/> 6 Multidistrict Litigation - Transfer	<input type="checkbox"/> 8 Multidistrict Litigation - Direct File
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Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
45 U.S.C. § 797; 49 U.S.C. § 10501(b); 49 U.S.C. § 20106

VI. CAUSE OF ACTION

Brief description of cause:
Plaintiff seeks a declaration and injunction preventing Defendants from enforcing Ohio Rev. Code § 4999.09

VII. REQUESTED IN COMPLAINT:

 CHECK IF THIS IS A CLASS ACTION
UNDER RULE 23, F.R.Cv.P.DEMAND \$
N/ACHECK YES only if demanded in complaint:
JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE _____ DOCKET NUMBER _____

DATE SIGNATURE OF ATTORNEY OF RECORD
Jun 29, 2023 /s/ Jonathan N. Olivito

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

ASSOCIATION OF AMERICAN RAILROADS,

Plaintiff,

v.

DAVE YOST,
Ohio Attorney General, et al.,

Defendants.

Case No.

Judge

Magistrate Judge

ATTACHMENT TO THE CIVIL COVER SHEET

Attorneys for Plaintiff

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Counsel for Plaintiff Association of American Railroads

Defendants

Ohio Attorney General: Yost, Dave.

Commissioners of the Ohio Public Utilities Commission: French, Jenifer; Conway, Daniel R.; Deters, Dennis P.; Friedeman, Lawrence K.; Williams, John D.